

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE

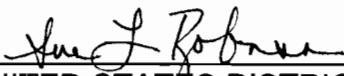
FRED T. CALDWELL, )  
Petitioner, )  
v. ) Civil Action No. 08-153-SLR  
PERRY PHELPS, )  
Warden, and ATTORNEY )  
GENERAL OF THE STATE )  
OF DELAWARE, )  
Respondents. )

**ORDER OF DISMISSAL**

At Wilmington this 6th day of May, 2008;

IT IS ORDERED that:

Petitioner Fred T. Caldwell's request to voluntarily dismiss his § 2254 application without prejudice is GRANTED. (D.I. 6); See Fed. R. Civ. P. 41(a)(2). Accordingly, the court directs the clerk to close the case.

  
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UNITED STATES DISTRICT JUDGE